



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: Not yet assigned
Examiner: Not yet assigned

In Re PATENT APPLICATION OF

Applicant(s) : Mario SCHOLZ et al.

Appln. No. : 10/527,681

Filing Date : March 11, 2005

For : SILICONE RUBBER

Atty. Dkt. : 39509-213285

**INFORMATION
DISCLOSURE
STATEMENT**

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U.S. PATENT AND
TRADEMARK OFFICE

April 29, 2005

MAIL STOP DD

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is further to the Information Disclosure Statement applicants filed on March 11, 2005, and is submitted under 37 C.F.R. § 1.97 within the time specified under 37 C.F.R. §1.97(b).

In order to comply with the duty of disclosure pursuant to 37 C.F.R. § 1.56, submitted herewith is the German Office Action dated February 22, 2005 and a PTO/SB/08A Form listing the document cited therein (DE 196 50 500). The cited document is equivalent to U.S. Patent No. 6,328,944 which applicants submitted with the Information Disclosure Statement filed on

11, 2005. For the Examiner's convenience, an English translation of page 2 of the German Office Action, is provided below.

The examination was based on the originally filed documents with claims 1 - 4. The prospect of a patent granting cannot be held out for lack of novelty of the subject matter of this application.

All features of the subject matter of claims 1 to 4 are anticipated so as to be damaging to novelty in reference (1) which is already mentioned in the application. Reference (1) discloses a correspondingly produced silicic acid doped with potassium as filler material, in particular used in the silicon and rubber industry (compare the complete document for (1), in particular lines 57-60 on page 2). For that reason, claims 1 to 4 are now allowable. The Examination Office furthermore does not see any other patentable material in the remaining documents.

A patent granting is not possible on the basis of the presently available documents and a rejection of the application should be expected.

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In view of the above, no further statement of relevance need be given, and as all requirements of 37 C.F.R. § 1.97 and § 1.98, and all official guidelines pertaining to the Information Disclosure Statement has been complied with, it is respectfully requested that the Examiner consider the cited publication and make it of record.

Respectfully submitted,



Date: April 28, 2005

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